IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.THANKAPPAN

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

CRL.A.No. 845 of 1998

CC.885/1995 of JUDL.MAGISTRATE OF FIRST CLASS, N.PARAVUR

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APPELLANT: COMPLAINANT:

TRAVANCORE COCHIN CHEMICALS LTD., UDYOGAMANDAL REPRESENTED BY ITS AUTHORISED AGENT MR.N.NOUSHAD ALI, DY. PERSONNEL MANAGER, TCC LTD.

BY ADV. SMT.T.D.RAJALAKSHMI,
E.R.VENKITESWARAN

RESPONDENT:ACCUSED:

M/S. CHERAN CHEMICALS (P) LTD., 40-A, 2ND FLOOR, 3RD CROSS, THILLAIPURAM, NAMAKKAL, SALEM DIST, REPRESENTED BY ITS MG. DIRECTOR, K.T.ARASU.

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. Thankappan, J.

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Crl.A.No. 845 of 1998

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Dated this the 13th day of June, 2007

JUDGMENT

When the appeal came up for admission on 22-10-1998, this Court admitted the appeal and ordered notice to the respondent. Since notice to the respondent was not returned, the case was posted on 10-3-2005. On 10-3-2005 the learned counsel for the appellant seeks time to take steps to cure the defect. Five days' time was granted to cure the defect. Since notice sent through the Registrar, Madras High Court was returned stating that the respondent was not residing in the given address, the petitioner was permitted to serve notice to the respondent by paper publication. But, no steps have been taken hitherto to publish the notice as directed by this Court. It appears that the appellant has no interest in prosecuting the matter. In the above circumstances, this Court is of the view that no purpose will be served in keeping the file pending before this Court. Hence, the appeal is dismissed for non-prosecution.

K.Thankappan,
Judge.

mn.

K. Thankappan, J.

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Crl.A.No. 845/1998

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Judgment
13-6-2007